

RESOLUTION NUMBER 14-125

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WESTFIELD, INDIANA CONFIRMING SEPTEMBER 8, 2014 RESOLUTION NUMBER 14-124 DETERMINING THAT THE QUALIFICATIONS FOR AN ECONOMIC REVITALIZATION AREA HAVE BEEN MET

WHEREAS, pursuant to Indiana Code 6-1.1-12.1-1, *et. seq.* (the “Act”), the City of Westfield, Indiana (the “City”) by and through its Common Council acting in its capacity as the fiscal body of the City and acting as the designating body identified in the Act (the “Council”) has the right and opportunity to abate the payment of real property taxes for real estate located within an area declared by the Council to be an Economic Revitalization Area and to also abate the payment of personal property taxes within the Economic Revitalization Area;

WHEREAS, pursuant to the Act, the Council may find that a particular area within the jurisdiction of the City is an Economic Revitalization Area and may by adoption of a resolution declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded;

WHEREAS, the Council adopted its Resolution Number 14-124 (the “Declaratory Resolution”) on September 8, 2014 pursuant to the Act declaring the area whose boundaries are located within the corporate boundaries of the City commonly known as 19845 US 31, Westfield, Indiana more particularly described in Exhibit A (the “Area”) attached hereto and made a part hereof which is also shown on the map attached hereto as Exhibit B and made a part hereof as an Economic Revitalization Area in which property owners making application to the City pursuant to the Act subsequently approved by this Council pursuant to the Act may receive real property tax abatement and/or personal property tax abatement pursuant to the applicable procedures of the Act;

WHEREAS, the Council has caused to be published a notice (the “Notice”) pursuant to the Act and Indiana Code 5-3-1 of the adoption and substance of the Declaratory Resolution, including notice that the Council would hold a public hearing in accordance with the Act on September 22, 2014 which Notice was published at least ten (10) days prior to the date of the public hearing;

WHEREAS, the Council in accordance with Section 2 of the Act has caused to be filed a copy of the Notice and the Declaratory Resolution with the Hamilton County Assessor and the officers of each taxing unit which is authorized to fix budgets, tax rates, and tax levies under Indiana Code 6-1.1-17-5 in the Area at least ten (10) days prior to the date of the September 22, 2014 public hearing;

WHEREAS, at the Public Hearing held on the date herof, the Council received, heard and considered any remonstrance's and objections from interested persons and heard evidence concerning the qualification of the Area as an Economic Revitalization Area;

WHEREAS, after considering the evidence, this Council desires to take final action determining whether the qualifications for an economic revitalization area have been met and further, to take final action confirming the Declaratory Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF WESTFIELD, INDIANA AS FOLLOWS:**

SECTION I. The Area is located within the corporate boundaries of the City.

SECTION II. The area is undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors which have impaired values or prevent a normal development of property or use of property or is an area where a facility or a group of facilities that are technologically, economically, or energy obsolete are located and where the obsolescence may lead to decline in employment and tax revenues. The abatement schedule set out in resolution 14-126 is based upon factors 1-4 as pursuant to Indiana Code 6-1.1-12.1-17(a).

SECTION III. Resolution 14-124 adopted by the Council on September 8, 2014 is hereby confirmed.

SECTION IV. This Resolution shall be in full force and effect immediately upon its adoption. The period for personal property tax deductions under the Act for the Project shall be five (5) years, and for each of the five (5) years, one hundred percent (100%) of the personal property taxes assessed on the Property shall be abated. The total investment in Personal Property for new IT equipment is One Million One-Hundred and Twenty Eight Thousand Dollars (\$1,128,000). It is estimated that Three-Hundred and Sixty (360) new individuals will be employed through 2019 at average wage of twenty six dollars (\$26.00) per hour without benefits. No new infrastructure is expected to be installed by the Taxpayers investment.

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**ALL OF WHICH IS HEREBY ADOPTED BY THE CITY COUNCIL OF
WESTFIELD, HAMILTON COUNTY, INDIANA THIS 22nd DAY OF September, 2014.**

**WESTFIELD CITY COUNCIL
HAMILTON COUNTY, INDIANA**

<u>Voting For</u>	<u>Voting Against</u>	<u>Abstain</u>
_____ Jim Ake	_____ Jim Ake	_____ Jim Ake
_____ Chuck Lehman	_____ Chuck Lehman	_____ Chuck Lehman
_____ Steven Hoover	_____ Steven Hoover	_____ Steven Hoover
_____ Robert L. Horkay	_____ Robert L. Horkay	_____ Robert L. Horkay
_____ Robert J. Smith	_____ Robert J. Smith	_____ Robert J. Smith
_____ Cindy L. Spoljaric	_____ Cindy L. Spoljaric	_____ Cindy L. Spoljaric
_____ Robert W. Stokes	_____ Robert W. Stokes	_____ Robert W. Stokes

ATTEST:

Cindy Gossard, Clerk-Treasurer

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law: Ryan P. Clark

I hereby certify that ORDINANCE 14-125 was delivered to the Mayor of Westfield on the _____ day of _____, 2014, at _____ m.

Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE Resolution 14-125
This _____ day of _____, 2014
_____, 2014

I hereby VETO Resolution 14-125
This _____ day of _____

J. Andrew Cook, Mayor

J. Andrew Cook, Mayor

Prepared By:
Ryan P. Clark, AICP, Associate Planner
Economic and Community Development Department
City of Westfield, Indiana

EXHIBIT A

Legal Description of Area

Commonly Known as 19845 U.S. 31 N, Westfield, Indiana
46074

Beginning at Corner Number 19041904, the NW corner of the SW quarter of Section 19, township 19 range 4E.

S 3-54-7 E	Distance: 691.553' to the point of beginning
S 89-40-43 E	Distance: 1611.795'
S 0-19-53 E	Distance: 1956.703'
N 89-40-3 W	Distance: 81.002'
N 0-24-10 W	Distance: 552.054'
S 89-57-57 W	Distance: 1539.62'
N 0-3-26 E	Distance: 1414.121'

Containing 55.16 Acres +/-

EXHIBIT B



0 310 620 1,240 Feet

Legend

-  19845 US 31 N
-  Parcels

